

The Under Secretary (SA),
Himachal Pradesh,
SIMLA-2.

रजिस्टर्ड नं० एस० एम० 13.



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 24]

शिमला, शनिवार, 13 नवम्बर, 1976/22 कार्तिक, 1898

[संख्या 46

विषय-सूची

| | | |
|-------|--|-------------|
| भाग 1 | वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि . . . | 1712-1715 |
| भाग 2 | वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि . . . | 1715-1718 |
| भाग 3 | अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि . . . | 1718-1721 |
| भाग 4 | स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड बोर्ड और टाउन एरिया तथा पंचायत विभाग . . . | 1721 |
| भाग 5 | वैयक्तिक अधिसूचनाएं और विज्ञापन . . . | 1721-1722 |
| | | नया 1728 |
| भाग 6 | भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन . . . | 1722-1728 |
| भाग 7 | भारतीय निर्वाचन आयोग (Election Commission of India) का वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं . . . | — |
| | अनुपूरक . . . | — |

13 नवम्बर, 1976/22 कार्तिक, 1898 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं:—

| विज्ञप्ति की संख्या | विभाग का नाम | विषय |
|---|--------------------------------|---|
| No. EXN-B (3) 10/76, dated November 4, 1976. | Excise and Taxation Department | Announcing the death of Shri Goverdhan Singh, Assistant Excise and Taxation Officer, Dharamsala. |
| No. Hom. (C)-A (3)-10/76, dated November 3, 1976. | Home Department | Reproducing Government of India, Ministry of Home Affairs Order No. S.O. 580 (E), dated 2nd September, 1976. |
| No. Hom. (C)-A (3)-19/76, dated November 3, 1976. | -do- | Reproducing Government of India, Ministry of Home Affairs Order No. S.O. 629 (E), dated September 22, 1976. |
| No. TPT-6-13/76, dated November 3, 1976. | Transport Department | Issuing the directions to the State Transport Authority of H.P. regarding the fixation of rates of fare for mini buses in Himachal Pradesh. |
| No. 32-10/73-Tpt., dated November 5, 1976. | -do- | Draft of proposed Agreement between the States of Himachal Pradesh and Haryana to introduce new inter-State services for the transport of passengers by road. |
| No. 7-15/74-Elec., dated November 11, 1976. | Nirvachan Vibhag | Fixing the date on or before which the general election of Panchayat Samiti Lahaul of Lahaul & Spiti district is to be held. |
| No. TPT-6-21/76, dated November 8, 1976. | Transport Department | Corrigendum to notification No. 27-5/69-Tpt.-II, dated 30th January, 1974. |

भाग 1—बैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

हिमाचल प्रदेश सरकार EDUCATION DEPARTMENT NOTIFICATIONS

Simla-2, the 26th October, 1976

No. 1-48/69-Sectt. Edu. (A).—The Governor, Himachal Pradesh, is pleased to retire Shri P. N. Paul, Deputy Director of Education, Himachal Pradesh Education Department, Simla-1, on his attaining the age of superannuation, w.e.f. 27th November, 1976 (A.N.).

C. L. GUPTA,
Under Secretary.

Simla-171002, the 28th October, 1976

No. 1-87/69-Sectt. Edu. A-Vol. II.—In supersession of this Department notification No. 1-87/69-Edu-Sectt. 'A', dated the 5th May, 1976, the Governor, Himachal Pradesh with the approval of the Himachal Pradesh Public Service Commission, is pleased to appoint the following nine Senior Lecturers against the posts of Principals in Government Degree Colleges on *ad hoc* basis in the pay scale of Rs. 700—1250 for the period(s) shown against each of them:—

- | | |
|----------------------|--|
| 1. Shri S. S. Bakshi | from 27-5-68 to 27-11-73 |
| 2. Shri B. S. Sayal | from 25-8-69 to 9-8-72 and 10-8-72 to 27-11-73. |
| 3. Shri H. D. Bhagat | from 17-9-68 to 14-8-71 |
| 4. Shri M. K. Kaul | from 30-6-70 to 3-4-72 |
| 5. Shri C. L. Kapoor | from 24-10-70 to 27-11-73 |
| 6. Shri K. L. Soni | from 30-10-70 to 12-2-74 |
| 7. Shri S. K. Gowel | from 6-7-73 to 27-11-73 |
| 8. Shri J. M. Chopra | from 7-7-73 to 27-11-73 |
| 9. Shri R. M. Uppal | from 4-11-72 to 3-10-73 and 4-10-73 to 15-3-74. |

2. The above Principals will also be entitled to special pay of Rs. 100/- per month in accordance with the sanction contained in this Department notification No. 1-244/68-Sectt. Edu. I, dated 28-7-72. The above arrangement was purely stop gap and no benefit of seniority or promotion on regular basis can be claimed by them for this *ad hoc* appointment.

B. B. TANDON,
Secretary (University).

* FOREST FARMING AND ENVIRONMENTAL CONSERVATION DEPARTMENT

CORRIGENDUM

Simla-171002, the 14th October, 1976

No. 30-1/75-SF(Corp) (II).—In the last line of this Government Notification of even number, dated the 7th September, 1976 name of Shri M. M. S. Srivastava, may be substituted by the name of Shri Anang Pal.

R. C. GUPTA,
Secretary.

HEALTH AND FAMILY PLANNING DEPARTMENT NOTIFICATIONS

Simla-171002, the 19th October, 1976

No. 1-32/70-H&FP.—The Governor, Himachal Pradesh is pleased to order that Dr. (Mrs.) Damyanti Kapoor, Deputy Director in the Directorate of Health Services Himachal Pradesh shall hold charge of Principal of the Health and Family Planning Training Centre, Mandodhar, District Solan, temporarily, in addition to her own duties.

By order,
S. K. ALOK,
Secretary.

Simla-171002, the 28th October, 1976

No. 3-7/74-H&FP.—In partial modification of Himachal Pradesh Government Health & Family Planning Department Notification No. 3-8/69-H&FP, dated the 5th April, 1971, the Governor, Himachal Pradesh is pleased to nominate the following as members of the State Level Family Planning Implementation Committee of Himachal Pradesh.

1. Director—Principal, H. P. Medical College, Simla.
2. Director of Ayurveda, Himachal Pradesh, Simla-2.

S. K. ALOK,
Secretary.

INDUSTRIES DEPARTMENT

NOTIFICATIONS

Simla-2, the 14th October, 1976

No. 3-13/72-SI (HB).—The Governor, Himachal Pradesh is pleased to order the transfer of shares of Himachal Pradesh State Handicrafts and Handloom Corporation Ltd., Simla as under with immediate effect:—

- | From | To |
|----------------------|---|
| 1. Shri P. K. Mattoo | Shri R. C. Gupta, Secretary (Industries) Himachal Pradesh Government. |
| 2. Shri Anang Pal | Shri M. K. Kaw, Secretary (Finance) Himachal Pradesh Government. |
| 3. Miss Renu Sahni | Shri Swatantra Singh, Deputy Secretary (Industries) to Himachal Pradesh Government. |

Simla-171002, the 29th October, 1976

No. 27-10/75-SI. (IA).—Whereas the Governor, Himachal Pradesh is satisfied that land is required to be taken for the Cement Corporation of India Limited; a Company as defined in the Land Acquisition Act, 1894 and at the expense of the said Company, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all

whom it may concern and under the provisions of section 7 of the said Act, the District Collector, Land Acquisition, Paonta, District Sirmur, Himachal Pradesh, is hereby directed to take orders for the acquisition of the said land.

3. And whereas the Government feels that the land in question, is urgently required for the said purpose, it is hereby directed under sub-section (1) of section 17 of the Land Acquisition Act, that the said Collector may on the expiry of fifteen days from the publication of the notice under section 9(1) of the said Act, take possession of the waste and arable land before the award is made.

4. A plan of the land may be inspected in the office of the Land Acquisition Collector, Paonta, District Sirmur.

SPECIFICATION

District : SIRMUR Tehsil : PAONTA SAHIB

| Village | Khasra No. | Area | |
|-------------|------------|------|------|
| 1 | 2 | Big. | Bis. |
| | | 3 | 4 |
| RAJBAN | 25/10/2 | 1 | 0 |
| | 35/16/1 | 0 | 1 |
| | 26/10/2 | 0 | 18 |
| | 30/14/2 | 3 | 11 |
| | | | |
| KANDO NADDI | 111/2 | 1 | 13 |
| | 112/2 | 0 | 2 |
| | 96/2 | 0 | 19 |
| | 104/2 | 0 | 15 |
| | 106/2 | 2 | 4 |
| | 117/2 | 1 | 6 |
| | 114/2 | 0 | 1 |
| | 120/1 | 0 | 2 |
| | 121/1 | 0 | 5 |
| | 103/2 | 0 | 8 |
| | 113/1 | 0 | 4 |
| | 119/2 | 0 | 7 |
| TAL SIRMUR | 163/33/2 | 0 | 16 |
| | 84/1 | 0 | 2 |
| | 164/33/2 | 0 | 7 |
| | 10/2 | 0 | 7 |
| | 11/1 | 0 | 1 |
| | 13/2 | 0 | 5 |
| | 29/2 | 1 | 7 |
| | 161/28/2 | 0 | 9 |
| | 162/28/2 | 0 | 6 |
| | 66/2 | 0 | 2 |
| | 49/1 | 1 | 13 |
| | 45/1 | 0 | 3 |
| | 63/1 | 0 | 3 |
| | 131/64/2/2 | 0 | 6 |
| | 58/1 | 0 | 4 |
| | 149/59/1 | 0 | 2 |
| | 151/60/2 | 0 | 1 |
| | 47/1 | 0 | 3 |
| | 155/62/2 | 1 | 0 |
| | 67/1 | 0 | 1 |
| | 3/1 | 0 | 7 |
| | 14/1 | 0 | 2 |
| | 32/2 | 0 | 3 |
| ANAL | 131/64/1/2 | 0 | 9 |
| | 85/2 | 0 | 4 |
| | 82/2 | 0 | 10 |
| | 83/1 | 0 | 2 |
| | 114/2 | 0 | 5 |

| 1 | 2 | 3 | 4 |
|--------|----------|---|----|
| | 102/2 | 0 | 3 |
| | 113/2 | 0 | 3 |
| | 91/2 | 0 | 4 |
| | 94/2 | 0 | 4 |
| | 103/2 | 0 | 3 |
| | 95/2 | 0 | 5 |
| | 93/2 | 0 | 6 |
| | 105/2 | 0 | 12 |
| | 119/1 | 0 | 2 |
| | 118/2 | 0 | 4 |
| | 116/2 | 0 | 4 |
| | 117/2 | 0 | 4 |
| | 138/89/2 | 0 | 7 |
| | 101/2 | 0 | 5 |
| | 76/2 | 1 | 16 |
| | 84/1 | 0 | 1 |
| | 137/89/2 | 0 | 2 |
| | 77/2 | 0 | 5 |
| | 115/2 | 0 | 5 |
| | 86/2 | 0 | 4 |
| | 87/2 | 0 | 2 |
| | 88/2 | 0 | 4 |
| | 112/2 | 0 | 9 |
| | 92/2 | 0 | 6 |
| | 98/2 | 0 | 5 |
| | 79/2 | 0 | 5 |
| | 136/2 | 2 | 4 |
| | 66/1 | 0 | 5 |
| | 65/2 | 0 | 1 |
| | 64/4 | 1 | 7 |
| | 64/2 | 1 | 6 |
| | 63/2 | 0 | 8 |
| | 63/3 | 0 | 4 |
| SATAUN | 311/19/2 | 2 | 0 |
| | 84/2 | 1 | 2 |
| | 12/3 | 0 | 0 |
| | 82/3 | 4 | 19 |
| | 31/2 | 0 | 6 |
| | 31/3 | 0 | 3 |
| | 29/1 | 0 | 5 |
| | 83/2 | 0 | 6 |
| | 36/2 | 0 | 5 |
| | 322/85/2 | 0 | 8 |
| | 128/1 | 0 | 5 |
| | 130/1 | 0 | 2 |
| | 131/1 | 0 | 4 |
| | 299/46/1 | 0 | 5 |
| | 137/1 | 0 | 1 |
| | 47/1 | 0 | 1 |
| | 48/2 | 0 | 5 |
| | 38/2 | 0 | 7 |
| | 315/49/2 | 0 | 4 |
| | 41/1 | 0 | 1 |
| | 39 | 0 | 2 |
| | 37/2 | 0 | 5 |
| | 323/85/2 | 0 | 8 |
| | 40/1 | 0 | 1 |
| | 134/1 | 0 | 2 |
| | 89/1 | 0 | 4 |
| | 14/2 | 0 | 3 |
| | 8/1 | 0 | 0 |
| | 13/2 | 0 | 5 |
| | 138/1 | 0 | 4 |
| | 321/76/4 | 0 | 10 |
| | 133/1/1 | 0 | 2 |
| | 320/76/4 | 1 | 3 |
| | 75 | 0 | 5 |
| | 77/33 | 0 | 14 |

| 1 | 2 | 3 | 4 |
|-------------|---------|----|----|
| | 78/2 | 0 | 12 |
| | 157/3/1 | 0 | 1 |
| Total Plots | 115 | 56 | 1 |

Note.—The Governor has already accorded consent for the acquisition of the above Land as required under section 39 of the Land Acquisition Act, as the requisite agreement under section 41 of the Land Acquisition Act has also been executed between the Governor, Himachal Pradesh and the Cement Corporation of India Limited, District, Sirmur (H.P.).

By order,
R. C. GUPTA,
Secretary.

PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Simla-171002, the 16th October, 1976.

No. PBW-II(A)-(2)-9/76.—The Governor of Himachal Pradesh is pleased to constitute a Committee of experts to advise and approve in general the design of new houses with a view to retaining hill architecture and beauty of the land-scape consisting of the following:—

- | | |
|--|--------------------------|
| 1. Smt. Satyawati Parmar, Member of the H. P. Housing Board, Oakover, Simla. | <i>Chairman.</i> |
| 2. Sh. Raj Kishan Gaur, P. O. Manali, Distt. Kulu. | <i>Member.</i> |
| 3. Sh. Roshan Lal, Chairman Block Samiti, Nagrota (District Kangra). | <i>Member.</i> |
| 4. Sh. Shiban Ganju, Architect in Town Planning and Designs, D. 4, Defence Colony, New Delhi. | <i>Member.</i> |
| 5. Prof. R. Bhan, Ecology & Landscape Architect, D-198, Defence Colony, New Delhi. | <i>Member.</i> |
| 6. Shri B. V. Doshi, Architect, Institute of Architect & Planning Ahamdabad. | <i>Member.</i> |
| 7. Shri H. C. Malhotra, Chief Engineer (South), H.P.P.W.D., Simla-1. | <i>Member.</i> |
| 8. Shri I. D. Mirchadani, Chief Engineer-cum-Secretary Housing Board, H.P., Simla. | <i>Member.</i> |
| 9. Shri R. C. Singh, Chief Engineer(North), H.P. P.W.D., Simla-1. | <i>Member-Secretary.</i> |

2. The functions of the Committee shall be as under:—
(i) To advise and approve the design in general of

new houses with a view to retain hill architecture and beauty of the landscape.

3. The non-official members will be entitled to payment of T.A./D.A. as per usual rates, which will be decided later on.

By order,
B. C. NEGI,
Secretary.

Simla-171002, the 21st October, 1976

No. 1-215/69-PW'A.—The Governor, Himachal Pradesh, is pleased to place the services of Shri S. N. Bhatia, Executive Engineer, Himachal Pradesh P. W. D. on deputation at the disposal of the Delhi Development Authority for a period of one year, in the first instance, from the date of his relief in Himachal Pradesh.

2. Shri Bhatia will be governed by the deputation terms issued separately.

B. C. NEGI,
Commissioner-cum-Secretary.

REVENUE DEPARTMENT

NOTIFICATIONS

Simla-2, the 21st/23rd October, 1976

No. 3-1/73-Rev. Cell.—In exercise of the powers vested in him under section 3(c) of the Land Acquisition Act, 1894, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to empower Shri Hira Lal Nashad, Land Acquisition Officer, Beas Sutlej Link, Mandi, to perform the functions of the Land Acquisition Collector for the purposes of the said Act, within the limits of Mandi district (Himachal Pradesh) with effect from the 11th October, 1976.

Simla-2, the 28th October, 1976

No. 2-37/64-Rev. B.—In exercise of the powers vested in him under section 28(1)(b) of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer the powers of Assistant Collector Second Grade on Shri Budhi Ram 'A' Class Tehsildar candidate deputed for revenue training in Simla Tehsil, to be exercised by him within the jurisdiction of Simla tehsil of District Simla, from the date he reported for training.

By order,
P. K. MATTOO,
Secretary.

RURAL INTEGRATED DEVELOPMENT DEPARTMENT

ORDER

Simla-2, the 20th October, 1976

No. RID-I-B(3) 64/76.—Consequent upon the transfer of Shri B. K. Sharma, B. D. O. the Governor,

Himachal Pradesh is pleased to order that Shri Hira Singh Chauhan, Panchayat Inspector of Development Block, Poanta will hold the current charge of the post of B.D.O., Poanta from the date of taking over till a regular B.D.O. joins there, in addition to the duties of his own post.

The matter relating to exercising of various powers shall be Governed in accordance with the direction of the Government of India contained in decision No. (1) below F. R. 49.

ANANG PAL,
Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं
इत्यादि

AGRICULTURE DEPARTMENT

OFFICE ORDER

Simla-171005, the 20th October, 1976

No. (Agr. H(II) F(V)-13/76.—In partial modification of this Directorate Office order of even number dated the 6th October, 1976 the following may please be substituted at page 2 below Mandi as item (i) & (ii) of the said office order:—

- | | |
|--|---|
| 1. Joginder Nagar | Shri Ram Rattan Dewan Regional Potato Dev. Officer Mandi. |
| 2. Pandar, Karsog Chail chowk and Janjehli. | Sh. J. P. Singh, Asstt Agricultural Marketing Officer, Mandi. |
- G. S. CHAMBIAL,
Director.

कार्यालय जिलाधीश, लाहुल-स्पिति, केलंग

अधिसूचनाएं

केलंग-175132, 19 अक्टूबर, 1976

नं० 11-केलंग-2-इलैक0/76.—हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1973 के नियम 3(1) के अधीन जो शक्तियां मुझे प्रदान हैं, मैं, एस0एस0 परमार जिलाधीश, लाहुल-स्पिति मण्डल हिमाचल एतद् द्वारा जनसाधारण की सूचना के लिए हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 61(3) के अधीन पंचायत विभाग की अधिसूचना संख्या 36-78/72 पंच, दिनांक 17-5-1976 द्वारा लाहुल मण्डल के लिए बनाई गई पंचायत समिति के निर्वाचन क्षेत्रों (वार्डों) जिन्हें इस कार्यालय को समसंख्यांक सूचना दिनांक 6-8-76 को प्रारूप में अधिसूचित किया गया था, को अन्तिम रूप से अधिसूचित करता हूँ।

सारणी

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|------|--------------|--|--|
| क्रम | ब्लाक का नाम | निर्वाचन क्षेत्र का नाम और क्रम संख्या | निर्वाचन क्षेत्र का विस्तार का विस्तार प्राथमिक सदस्यों की संख्या। |
|------|--------------|--|--|

| | | | | |
|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 |
|---|---|---|---|---|

- | | | |
|---|--|-------------------------------|
| 1. लाहुल ब्लाक/ पंचायत समिति लाहुल। | 1. तिन्दो तिन्दो ग्राम सभा क्षेत्र। | 1 |
| | 2. उदयपुर उदयपुर ग्राम सभा क्षेत्र। | 1 |
| | 3. पिपाड- नाला। | पिपाड नाला ग्राम सभा क्षेत्र। |

- | | | |
|---------------------------|-------------------------------|---|
| 4. त्रिलोक- नाथ। | त्रिलोकनाथ ग्राम सभा क्षेत्र। | 1 |
| 5. मूरिंग क्षेत्र। | मूरिंग ग्राम सभा क्षेत्र। | 1 |
| 6. जहालमां क्षेत्र। | जहालमां ग्राम सभा क्षेत्र। | 1 |
| 7. जोवरंग सभा क्षेत्र। | जोवरंग ग्राम सभा क्षेत्र। | 1 |
| 8. गान्धा सभा क्षेत्र। | गान्धा ग्राम सभा क्षेत्र। | 1 |
| 9. रानिका सभा क्षेत्र। | रानिका ग्राम सभा क्षेत्र। | 1 |
| 10. वारण सभा क्षेत्र। | वारण ग्राम सभा क्षेत्र। | 1 |
| 11. नान्दी क्षेत्र। | नान्दी ग्राम सभा क्षेत्र। | 1 |
| 12. गौशाल क्षेत्र। | गौशाल ग्राम सभा क्षेत्र। | 1 |
| 13. कारदंग क्षेत्र। | कारदंग ग्राम सभा क्षेत्र। | 1 |
| 14. गुमरंग क्षेत्र। | गुमरंग ग्राम सभा क्षेत्र। | 2 |
| 15. बरवोग क्षेत्र। | बरवोग ग्राम सभा क्षेत्र। | 1 |
| 16. कोलॉंग क्षेत्र। | कोलॉंग ग्राम सभा क्षेत्र। | 1 |
| 17. गुन्थला क्षेत्र। | गुन्थला ग्राम सभा क्षेत्र। | 1 |
| 18. सिम्सू क्षेत्र। | सिम्सू ग्राम सभा क्षेत्र। | 1 |
| 19. खोकर क्षेत्र। | खोकर ग्राम सभा क्षेत्र। | 1 |

कुल ... 20

एस0 एस0 परमार,
जिलाधीश लाहुल-स्पिति, केलंग।

केलंग, 19 अक्टूबर, 1976

संख्या-9-केलंग-21-इलैक0/76—चूँकि लाहुल ब्लाक ग्राम पंचायत गौशाल के निर्वाचन क्षेत्र (वार्ड) संख्या 4-गौशाल के निर्वाचित

पंच की मृत्यु के कारण यह निर्वाचन क्षेत्र (वार्ड) रिक्त हो गया था। अतः इस रिक्त स्थान की पूर्ति के लिए उप-निर्वाचन हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 51 के अन्तर्गत करवाया गया और निर्वाचित पंच के नाम की घोषणा सहायक रिटर्निंग अधिकारी द्वारा की जा चुकी है।

अतः अब मैं, एस० एस० परमार, जिलाधीश, लाहुल-स्पिति, हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 45 के अन्तर्गत एतद्वारा नीचे दी गई सारणी के कोष्ठ नं० 4 के वर्णित निर्वाचित घोषित किये गए सदस्य के नाम को जनसाधारण की सूचना के लिए अधिसूचित करता हूँ:—

सारणी

| ब्लाक का नाम | ग्राम पंचायत का नाम | निर्वाचन क्षेत्र (वार्ड) का नं० व नाम | निर्वाचित पंच का नाम व पूरा पता |
|--------------|---------------------|---------------------------------------|--|
| लाहुल | गौशाल | 4-गौशाल | श्री सोता राम पुत्र श्री छया राम, ग्राम गौशाल, डाकघर तान्दी, तहसील लाहुल, जिला लाहुल-स्पिति। |

एस० एस० परमार,
जिलाधीश, लाहुल-स्पिति, केलंग।

कार्यालय उपायुक्त, कांगड़ा स्थित धर्मशाला,
हिमाचल प्रदेश
अधिसूचना

धर्मशाला-176215, 1 नवम्बर, 1976

क्रम संख्या-XIV-16(2)-इलैक/76-7487.—जैसा कि ब्लाक (खण्ड) नूरपुर, तहसील नूरपुर, जिला कांगड़ा की ग्राम पंचायत तिलोकपुर के उप-प्रधान का स्थान रिक्त हो गया था और रिक्त स्थान की पूर्ति के लिए उप-निर्वाचन करवाया गया और निर्वाचित उप-प्रधान के नाम की घोषणा प्रोचिद्ध अधिकारी द्वारा हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 47 के अधीन की जा चुकी है।

इसलिए अब मैं, कंवर शमशेर सिंह, उपायुक्त, कांगड़ा, हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 50 के अधीन एतद्वारा ऊपरकथित ग्राम पंचायत के निर्वाचित उप-प्रधान के नाम को निम्नलिखित सारणी में जनसाधारण की सूचना हेतु अधिसूचित करता हूँ:—

सारणी

| ब्लाक (खण्ड) : नूरपुर | | तहसील : नूरपुर | | जिला : कांगड़ा |
|-----------------------|---------------------|---|-----------------------------|-------------------|
| क्रम सं० | ग्राम पंचायत का नाम | निर्वाचित प्रधान का नाम व पूरा पता | उप/प्रधान का नाम व पूरा पता | प्रधान/ उप-प्रधान |
| 1. | तिलोकपुर | श्री भवनेश्वर दास सुपुत्र श्री विशन दास, गांव व डाकखाना तिलोकपुर। | | उप-प्रधान |

कंवर शमशेर सिंह,
उपायुक्त, कांगड़ा स्थित धर्मशाला।

कार्यालय जिला निर्वाचन अधिकारी (जिलाधीश), जिला सोलन, हिमाचल प्रदेश

अधिसूचना

सोलन, 5 नवम्बर, 1976

संख्या 7-सोलन(पंच-0इलैक0)-4/75-1119.—जैसा कि जगजीत नगर पंचायत समिति के निर्वाचन क्षेत्र (वार्ड) पट्टानाली के लिये प्राथमिक सदस्य के चुनाव के परिणाम की घोषणा सहायक रिटर्निंग अधिकारी द्वारा की जा चुकी है।

इसलिये अब मैं, सुरेन्द्र किशोर, जिलाधीश, सोलन, जिला सोलन, हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 68 (1) तथा हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1973 के नियम 45 के अधीन एतद्वारा पट्टानाली निर्वाचन क्षेत्र (वार्ड) जो कि जगतीत नगर पंचायत समिति में है, के निर्वाचित प्राथमिक सदस्य के नाम को निम्नलिखित सारणी में जनसाधारण की जानकारी के लिये अधिसूचित करता हूँ:—

सारणी

| क्रम संख्या | निर्वाचन क्षेत्र का नाम | निर्वाचित सदस्य का नाम तथा पता | अनुसूचित जाति/ जनजाति | पुरुष या स्त्री |
|-------------|-------------------------|--|-----------------------|-----------------|
| 1 | 2 | 3 | 4 | 5 |
| 1. | पट्टानाली | श्री लक्ष्मी नारायण पुत्र श्री मनी राम ग्राम थोलर, डाकघर बरोटीवाला, तहसील कसौली, जिला सोलन, हिमाचल प्रदेश। | — | पुरुष |

सुरेन्द्र किशोर,
जिलाधीश, जिला सोलन।

OFFICE OF THE DEPUTY COMMISSIONER
BILASPUR DISTRICT, HIMACHAL PRADESH

OFFICE ORDERS

Bilaspur, the 12 October, 1976

No. 2-Dev-2 (14)/Sadar/71-25323—19 days earned leave from 18-10-76 to 5-11-76 with permission to prefix

holidays falling on the 17th October (Sunday) and suffix holidays falling on 6 & 7-11-76 is hereby sanctioned in favour of Shri N. S. Guleria, B. D. O. Sadar subject to verification of title by the Audit Office.

"Certified that Shri N. S. Guleria B. D. O. Sadar would have continued to officiate as B. D. O. but for his proceeding on leave from 18-10-76 to 5-11-1976 with prefix and suffix holiday falling on 17th October, 1976 and 6 & 7-11-1976 and this period would count for his annual increments in the grade."

"Certified that Shri N. S. Guleria, B. D. O. Sadar is likely to return to duty to the same station from where he is proceeding on leave on the expiry of the leave."

2. Shri N. D. Kapoor, Head Clerk, Sadar Block being the senior most official in the Block shall hold the routine charge of Block Development Officer, Sadar in addition to his own duties without additional remuneration.

Bilaspur, the 21st October, 1976

No. 2-Dev-2(14)-Sadar/71-26247.—In partial modification of this office order No. 2-Dev-2(14) Sadar/71-25321-25, dated the 12th October, 1976 Shri Dev Raj Kapoor, Social Education Organiser, Sadar Block will look after the work of the Block Development Officer, Sadar during the latter's leave instead of Shri N. D. Kapoor, Head Clerk who has also proceeded on earned leave. This order will come into force with effect from 18-10-76.

LAL SINGH,
Deputy Commissioner.

HORTICULTURE DEPARTMENT

NOTIFICATIONS

Simla-2, the 5th November, 1976

No. D.H.P.P. 2-16/75-II.—Whereas it appears to the State Government that the insects/pests and diseases mentioned hereunder are injurious to plants in Himachal Pradesh and that it is necessary to take measures to eradicate such insects/pests and diseases to prevent their spread and reappearance, I, in exercise of the powers of section 3 (i) of the Himachal Pradesh Agricultural Pests, Diseases and Noxious Weeds Act, (Act No. 18 of 1969) conferred on me *vide* Himachal Pradesh Government notification No. 6-17/69-Agr. (Sectt.)-II, dated the 28th September, 1976, hereby declare for the information of general public the fruit pests and diseases *i.e.*, Sanjose Scale, woolly aphid, caterpillar (Agothope hyalina Koll Mango hopper, citrus psylla, peach leaf curl aphid as pests and citrus canker, canker complex of apple, root rot and Collar rot as diseases injurious to Horticultural crops in Himachal Pradesh and further in exercise of the powers of section 3 (iv) direct the carrying out of suitable preventive and remedial measures, including the destruction of any pest, plant disease or plant infested with any of the above mentioned insects/pests and diseases. This notification will remain in force for a period of one year from the date of issue in whole of Himachal Pradesh.

With the issue of this notification every occupier/orchardists shall be bound to carry out the preventive remedial measures against the pests and diseases mentioned in the notification as per proviso of section 4 (1) of the Himachal Pradesh Agricultural Pests, Diseases and Noxious Weeds Act, 1969.

Simla-2, the 5th November, 1976

No. DH. PP. 2-16/76-Vol. II.—In exercise of the powers of section 10 of the Himachal Pradesh Agricultural Pests, Diseases and Noxious Weeds Act, 1969, (Act No. 18 of 1969) conferred on me *vide* Himachal Pradesh Government Notification No. 6-17/69-Agr. (Sectt.)-II, dated the 28th September, 1976, I hereby appoint all the Horticultural Inspectors/Plant Protection Inspectors in Horticulture Department who possess degree or diploma in Agriculture, to function as Inspectors to perform the functions of the said Act.

R.S. RANA,
Director.

INDUSTRIES DEPARTMENT

DECLARATION UNDER SECTION 24 OF THE H.P. STATE AID TO INDUSTRIES ACT, 1971

Kangra, the 24th February, 1975

No. Ind. (Loans)/1801.—Whereas a notice was served on Shri Rasila Ram s/o Shri Chamaru Ram, Village Tharu, P.O. Nagrota Bagwan, Tehsil Kangra, on 28-10-74 under section 27 of the Punjab/H.P. State Aid to Industries Act, 1935/1971 calling upon the said Shri Rasila Ram to pay to me the sum of Rs. 1,000.00 with interest thereon @ $9\frac{1}{2}$ % per annum from 10-11-72 till date of final payment and whereas the said sum has not been paid in full, I hereby declare the sum of Rs. 1,000.00 with further interest thereon @ $9\frac{1}{2}$ per cent per annum from 10-11-72 till date of final payment is due from the said Shri Rasila Ram and that property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All assets present and to be hereinafter acquired by the loanee whether the said assets are now or in future in his name including book debts, stocks, shares and premises, machinery and equipment whether existing or to be purchased with aid of loan or a part thereof and any other personal security of the loanee against C.W.C.

Sd/-
District Industries Officer,
Kangra at Dharamsala.

NOTICE UNDER SECTION 24

Una, the 29th October, 1976

No. L/DIO/Una 72-73 4267-70.—Whereas a notice was served on Shri Nasib Singh s/o Phainu Ram, Village Rajli Banial P.O. Lathiani, District Una, H.P. on 6-5-1975 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said Shri Nasib Singh to pay to me the sum of Rs. 3,065.25 before 16-5-75 and whereas the said sum has not been paid, I hereby declare that the sum of Rs. 3,065.25 plus interest and penal interest upto-date is due from the said Nasib Singh and that the property described in the attached schedule is liable for the

satisfaction of the said debt.

SCHEDULE

Land measuring 8 kanals and 10 marlas situated in Village Rajil Banial P.O. Lathiani, District Una, 1/3 share in khata No. 1 khatauni No. 1-0K-01 marla 1/3 share in khata No. 4 khatauni No. 4-29 2K-05 marla 1/3 share in khata No. 7 khatauni No. 32-56=4K-17 marla

| | |
|-----------------------------------|-----------|
| Khata No. 23, khatauni No. 23-100 | 7K-3M 1/3 |
| do- 23-104, 104/1 | 2K-8M |
| | 2K-19M |
| | 3K-3M |

Total ... 8K-10M

H. P. SEHGAL,
District Industries Officer, Una.

NOTICE UNDER SECTION 24

Una, the 29th October, 1976

No. L/DIO/Una/6-70/426971-74.—Whereas a notice was served on Shri Puran Singh s/o Shri Attar Singh, Village Ambota, P.O. Ambota, District Una, H.P. on 6-12-75 under section 23 of the Himachal Pradesh State Aid to Industries Act, 1971 calling upon the said Shri Puran Singh to pay to me the sum of Rs. 800.00 before 29-12-75 and whereas the said sum has not been paid, I hereby declare that the sum of Rs. 800.00 interest and penal interest up-to-date is due from the said Shri Puran Singh and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

All movable and immovable property belonging to Shri Puran Singh s/o Shri Attar Singh, Village and P.O., Ambota, Tehsil Amb, District Una (H.P.).

H. P. SEHGAL,
District Industries Officer, Una.

OFFICE OF THE DIVISIONAL COMMISSIONER HIMACHAL PRADESH

NOTIFICATION

Simla-2, the 4th October, 1976

No. 1533/PB-CH/76.—In the interest of the general public and for the purposes of better cultivation of land, I, P.P. Srivastava, I.A.S., Divisional Commissioner, Himachal Pradesh in exercise of the powers under sub-section (1) and (2) of section 14 of the Himachal Pradesh Holdings (Consolidation and Prevention of Fragmentation) Act, 1971 as delegated to me vide

notification No. 9-1/73-Rev.II, dated 11-8-1975, hereby declare the intention of the Himachal Pradesh Government to make a scheme for consolidation of holdings for the unde-mentioned estate:—

| District: | HAMIRPUR | Tehsil: | SADAR |
|-----------|---------------|-----------|---------------------|
| Sr. No. | Name of Tikka | H. B. No. | Total area in acres |
| 1 | 2 | 3 | 4 |
| 1. | JANGAL KHAS | 64 | 1400 |
| 2. | KHERI | 64 | 900 |

P. P. SRIVASTAVA,
Divisional Commissioner.

OFFICE OF THE REGISTRAR CO-OPERATIVE SOCIETIES (PRIMARY) MANDI DISTRICT, MANDI

OFFICE ORDER

Mandi, the 19th October 1976

No. Co-op.M.4-18/66-III.—Whereas Shri Shiv Lal Kapoor, Inspector (Audit) Co-operative Societies was appointed as an Liquidator of the Rewalsar Co-operative M. P. Society Ltd. vide this Office Order No. Co-operative M 4-18/66-III. dated the 17th June, 1976.

And whereas the above said liquidator has shown his inability to complete the liquidation work due to the reason that the members, Ex-Secretary and Ex-managing Committee members of the abovesaid society do not giving any co-operation to the Liquidator in his smooth working.

Therefore, I Kamal Prashad Sharma, Registrar, Co-operative Societies (Primary), Mandi district, Mandi in exercise of the powers vested in me under section 79 (2) of the Himachal Pradesh Co-operative Societies Act, 1968 (No. 3 of 1969) hereby appoint a liquidation Committee comprising of the following members of the Rewalsar Co-operative M. P. Society Ltd. Rewalsar to advise and assist the liquidator of the above said society:—

1. Shri Padam Nabh s/o Ruder Dutt of village Rieur.
2. Shri Dutt Ram s/o Shri Prabha of village Ghaur.
3. Shri Baldev Chand Gupta s/o Shri Chuha Ram of Rewalsar.
4. Shri Sukhman Ram s/o Shri Kanhiya of Ghaur Dhaur of Rewalsar.
5. Shri Saran Dass s/o Shri Udmi of Rewalsar.

KAMAL PRASHAD,
Registrar.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर, समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेन्शियल कमिश्नर तथा कमिश्नर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

PERSONNEL DEPARTMENT NOTIFICATIONS

Simla-2, the 28th October, 1976

No. 7-80/75-DP(Apptt.)-Vol-II.—In exercise of the powers conferred by the Proviso to Article 309 of the Constitution of India and all other powers enabling

him in this behalf, the Governor, Himachal Pradesh hereby makes the following rules further to amend the Himachal Pradesh Administrative Service Rules, 1973:—

1. These rules may be called [the Himachal Pradesh Administrative Service (Fifth Amendment) Rules, 1976.

2. These shall come into force with effect from the date of issue of this notification.
3. In the Himachal Pradesh Administrative Service Rules, 1973:—
 - (i) From sub-rule (1) of Rule 4, the provision "(b) subject of Sikkim" is hereby deleted. The provision "(c) Subject of Nepal" is hereby renumbered as item (b) instead of item (c) and (c) is hereby deleted; and
 - (ii) In note below para-7 of Appendix-III to H.P. A.S. Rules, 1973, in line-2, the words (*Viva-voce*, and should, shall be substituted instead of words (*viva-voce*, should).

recruits will apply in case of promotees.

9. Period of probation, if any. 2 year subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and for reasons to be reduced to writing.
10. Method of recruitment, whether by direct recruitment or by promotion, deputation/transfer and the percentage of vacancies to be filled by various methods. (i) By promotion, failing which by transfer/deputation, failing both by direct recruitment.

Simla-2, the 30th October, 1976

No. PER. (AP-II) B (2)-4/75.—In exercise of the powers conferred by the proviso to Article 309 read with article 318 of the constitution of India, the Governor, Himachal Pradesh is pleased to make the following Recruitment and Promotion rules for Class-III (Stenographers) Services/Posts in the H. P. Public Service Commission as in the attached Annexure-I & II.

1. These rules may be called the Himachal Pradesh Public Service Commission Class-III (Stenographers) Services/Posts Recruitment and Promotion Rules, 1976.

2. These rules shall come into force with effect from 1st June, 1976.

ANNEXURE-I

Recruitment and Promotion Rules for the post of Senior Scale Stenographer to Member in the Department of H. P. Public Service Commission, Simla-171002.

1. Name of the post. Senior Scale Stenographer.
2. No. of posts. Two.
3. Classification. Class-III (Non-Gazetted).
4. Scale of pay. Rs. 225—500
5. Whether selection post or non-selection post. Non-Selection.
6. Age for direct recruits. Between 18 to 27 years.
7. Minimum education and other qualifications required for direct recruits.

Essential: (i) Graduate of a recognised University or its equivalent with a speed of 120 words and 33 words p. m. in English Short-hand and typewriting, respectively.

Desirable: (ii) Knowledge of customs, manners and dialects of H. P. & suitability for appointment in the peculiar conditions prevailing in the Pradesh.
8. Whether age and educational qualifications prescribed for direct

11. In case of rectt. by promotion, deputation/transfer, grades from which promotion/deputation/transfer to be made. (i) By promotion from Junior Scale Stenographer in the scale of Rs. 160—400 with three years service in the post subject to his possessing the speed of 120 words and 30 words per minute in English Short-hand and typewriting, respectively.
- (ii) By transfer/deputation from amongst Junior Scale Stenographers/Stenographer/Personal Assistants etc. of the various Departments of Himachal Pradesh Government in the grade of Rs. 160—400 who possess the speed of 120 words in English Short-hand and 30 words in English typewriting, respectively.
12. If a D. P. C. exists, what is its composition. D. P. C. to be presided over by the Chairman of the Himachal Pradesh Public Service Commission.
13. Circumstances in which Himachal Pradesh Public Service Commission is to be consulted in making recruitment. As required under the law.

Footnotes:

1. Upper age-limit for direct recruits will not be applicable to candidates already in the service of the Government.
2. Upper-age limit is relaxable for Scheduled Castes/Tribes candidates and other categories of persons to the extent permissible under the general or special orders of the H. P. Govt.
3. Age and qualifications in case of direct recruits, relaxable at the discretion of the Commission in case of candidates otherwise well qualified.
4. Provisions of Col. 10 and 11 are to be revised by the Govt. in consultation with the H. P. Public Service Commission as and when the number of posts under Col. 2 are increased or decreased.

5. Age limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.
6. Where the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the H. P. Public Service Commission relax any of the provisions of these rules with respect to any class or category of person or post.
7. Selection for appointment in case of direct recruits, shall be made on the basis of viva voce test, if the commission so considers necessary or expedient, by a written test, the standard syllabus etc. of which will be determined by the Commission or a practical test.
8. The word service shall include, regular service or *ad-hoc* service or both for promotion/confirmation.
9. In all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad-hoc* one) in the feeder post, all persons senior to him in the respective category shall be deemed to be eligible for consideration and placed above the junior officials in the field of consideration.
10. Nothing in these rules shall effect reservations and other concession required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the State Government from time to time in this regard.
9. Period of probation, 2 year subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and for reasons to be reduced to writing.
10. Method of recruitment, whether by direct rectx. or by promotion, deputation/transfer and the percentage of vacancies to be filled by various methods. By promotion failing which by transfer/deputation and failing both by direct recruitment.
11. In case of recruitment by promotion, deputation/transfer grades from which promotion/ deputation/transfer to be made. (i) By promotion of Stenographer, in the pay scale of Rs. 140—300 subject to his possessing speed of 100 words, p.m. in English Shorthand and 30 waretts p.m. in englishly pewriting with three years service in the grade. (ii) By transfer/deputation of Junior Scale Stenographer/ Stenographer / Steno-Typist in the pay scale of Rs. 140—300 having a speed of 100 words p.m. in English Short-hand and 30 words p.m. in English typewriting, serving in the Himachal Pradesh Directorates and Himachal Pradesh Civil Secretariat.
12. If a D.P.C. exists, what is its composition. D.P.C. to be presided over by the Chairman of the Himachal Pradesh Public Service Commission.
13. Circumstances in which Himachal Pradesh Public Service Commission is to be consulted in making recruitment. As required under the law.

ANNEXURE II

Recruitment and Promotion Rules for the post of Junior Scales Stenographer to Secretary in the Department of H. P. Public Service Commission, Simla-171002.

- | | |
|---|--|
| 1. Name of the post. | Junior Scale Stenographer. |
| 2. No. of posts. | One. |
| 3. Classification. | Class-III (Non-Gazetted). |
| 4. Scale of pay. | Rs. 160—400. |
| 5. Whether selection post or non-selection post. | Non-selection. |
| 6. Age for direct recruits. | Between 18 years to 27 years. |
| 7. Minimum education and other qualification required for direct recruits. | <p><i>Essential</i> : (i) Graduate of a recognised University or its equivalent having a speed 100 words p.m. in English Short hand and 30 words p.m. in typewriting, respectively.</p> <p><i>Desirable</i> : Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p> |
| 8. Whether age and educational qualifications prescribed for direct recruits will apply in case of promotees. | Not applicable. |

Footnotes :

1. Upper age-limit for direct recruits will not be applicable to candidates already in the service of the Government.
2. Upper age-limit is relaxable for Scheduled Castes/ Tribes candidates and other categories of persons to the extent permissible under the general or special orders of the H. P. Government.
3. Age and qualifications in case of direct recruits, relaxable at the discretion of the commission in case of candidates otherwise well qualified.
4. Provisions of Col. 10 and 11 are to be revised by the Government in consultation with the Himachal Pradesh Public Service Commission as and when the number of posts under Col. 2 are increased or decreased.
5. Age limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.
6. Where the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation

with the H. P. Public Service Commission, relax any of the provisions of these rules with respect to any class or category of person or post.

7. Selection for appointment in case of direct recruits, shall be made on the basis of *viva-voce* test, if the commission so considers necessary or expedient, by a written test, the standard syllabus etc. of which will be determined by the Commission or a practical test.
8. The word service shall include, regular service or *ad hoc* service or both for promotion/confirmation.
9. In all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* one) in the feeder post, all persons senior to him in the respective category shall be deemed to be eligible for consideration and placed above the junior officials in the field of consideration.
10. Nothing in these rules shall effect reservations and other concessions required to be provided for Scheduled Castes, and Schedule Tribes and other special categories of persons in accordance with the

orders issued by the State Government from time to time in this regard.

L. HMINGLIANA TOCHHAWNG,
Chief Secretary.

Simla-2, the 28th October, 1976

No. Rev. IB(6)-2/76.—The Financial Commissioner, Himachal Pradesh is pleased to order the following transfers and postings of Tehsildars in public interest with immediate effect:—

| Sr. No. | Name | From | To |
|---------|---------------------|-------------------------------------|----------------|
| 1. | Sh. Sewak Ram Mehta | Rampur (under transfer to Nihar) | Rohru Kaza. |
| 2. | Sh. Jagir Singh | Rohru | Kaza. |

By order,
P. K. MATTOO,
Financial Commissioner.

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड ग्रौर टाउन एरिया तथा पंचायत विभाग

LOCAL SELF GOVERNMENT DEPARTMENT

CORRIGENDUM

Simla-2, the 16th October, 1976

No. LSG. A (4)-26/75.—Please substitute "Shri S. S. Sidhu, Administrator, Municipal Corporation, Simla"

in place of "Shri Attar Singh, Administrator, Municipal Corporation Simla" appearing at Sl. No. 7 appointed as Convener, vide this Department Notification of even number, dated the 7th/15th January, 1976.

By order,
R. C. GUPTA,
Secretary.

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

[In the Court of Shri H. D. Kainthla, District Judge, Solan and Sirmur districts at Nahan (H. P.)

Given under my hand and seal of the court this 27th day of October, 1976.

CASE NO. 45-N/3-76

Petition U/S 13(1)(ia) and (ib) H. M. Act.

Seal. H. D. KAINTHLA,
District Judge.

Smt. Kanta Devi wife of Shri Om Parkash, r/o village Bawnal, Tehsil Renuka, District Sirmur, ..Petitioner.

इस्तहार

बन्धुवास्तव साहिब डिस्ट्रिक्ट जज बहादुर, हमीरपुर
Camp at Una.

Vs.

Shri Om Parkash son of Shri Perma Nand, r/o village Chakli, Tehsil Nahan, District Sirmur ..Respondent.

नं० मुकद्दमा Suc. Case No. 27 बाबत सन् 1976

Versus

Shri Om Parkash son of Shri Perma Nand, r/o village Chakli, Tehsil Nahan, Himachal Pradesh.

Shakti Singh s/o Banka Ram, caste Rajput, r/o Bhadsali, P. S. & Tehsil Una.

Vs. General Public.

Notice to.—The General Public.

Whereas in the above noted case it has been proved to the satisfaction of this court that your Shri Om Parkash respondent cannot be served in ordinary way of service. Hence, this proclamation under order 5, rule 20, C.P.C. is hereby issued against you respondent to appear in this court either in person or through some authorised agent or pleader on 4-12-1976 at 10.00 A.M. at Nahan the next date fixed in the case, failing which the *ex parte* proceedings shall be taken against you.

जोकि Shakti Singh s/o Banka Ram ने दरखास्त हलून सर्टिफिकेट जानशनी बाबत Rs. 6,637.41 P. अदालत हुआ मे पेस को है जो तारीख 22-9-76 को मंजूर हो कर दर्ज रजिस्टर हुई। लिहाजा बनावर आगामी बरादरान व करावतद्वारा

मृतवपकी इशतहार हजा जारी किया जाता है कि जिस शख्स को निस्वत दरखास्त मजकूर उजरदारी करनी हो वह किवल अज तारीख 26-11-76 हाजिर अदालत हजा हो कर अपना उजर पेश करे वरना कोई उजर बाद इनकजाए 26-11-76 तारीख मजकूर समाप्त न होगा।

आज बतारीख 29-10-76 बसवत हमारे दस्तखत और मोहर अदालत से जारी किया गया।

मोहर।

हस्ताक्षरित
डिस्ट्रिक्ट जज,
Hamirpur, Camp at Una.

इशतहार

बअदालत डिस्ट्रिक्ट जज, हमीरपुर
Camp at Una

नं० मुकदमा Suc. Case No. 26 बाबित सन् 1976

Smt. Devki etc. Versus Public.

Notice to the general public of village
Kungrat, Majra Bidharwal, Tehsil & District
Una.

जोकि Smt. Devki wd/o Durga Dass and others ने दरखास्त हसूल सर्टिफिकेट जानशीनी बाबत Rs. 12365.19 P. अदालत हजा में पेश की है। जो तारीख 19-8-76 को मंजूर हो कर दर्ज रजिस्टर हुई। लिहाजा बनावर आगाही बरादरान व कराबतदारान मृतवपकी इशतहार हजा जारी किया जाता है कि जिस शख्स को निस्वत दरखास्त मजकूर उजरदारी करनी हो वह किवल अज तारीख 24-11-76 हाजिर अदालत हजा हो कर अपना उजर पेश करे वरना कोई उजर बाद इनकजाए 24-11-76 तारीख मजकूर समाप्त न होगा।

आज बतारीख 29-10-1976 बसवत हमारे दस्तखत और मोहर अदालत से जारी किया गया।

मोहर।

हस्ताक्षरित
डिस्ट्रिक्ट जज,
Hamirpur, Camp at Una.

बअदालत श्री जसवन्त सिंह तोमर, सब-जज प्रथम श्रेणी, कण्डा घट
कैम्प सोलन, जिला सोलन

दावा नं० 80/1 of 1976

सर्वश्री लच्छमन चेलाराम, मन्सूखनी व रामा लच्छमन, पत्नी
लच्छमन चेलाराम, साकन देऊघाट (सपरून) तहसील व जिला
सोलन ..वादी।

बनाम

1. परस राम S/O शिव, साकन गांव बगरोल खुर्द, सपरून सोलन, तहसील व जिला सोलन।
2. हेम सिंह S/O शिव, साकन बगरोल, सपरून सोलन, तहसील व जिला सोलन।
3. श्रीमती तैजिन्द्र कौर पुत्री गोविन्द सिंह, साकन दवारी खना (गोविन्द गढ), तहसील भटिण्डा।

दावा दिलवाने कच्चा जमीन

उपरोक्त मुकदमा में इस अदालत को पूरा यकीन हो चुका है कि प्रतिवादी नं० 2 और 3 हेम सिंह व श्रीमती तैजिन्द्र कौर की तामील मामूली तरीके से होनी मुश्किल है। अतः प्रतिवादी 2 व 3 को इस इशतहार द्वारा सूचित किया जाता है कि वह असालतन व कालतन, मिति 4-12-76 को मुकाम सोलन में आकर अपने मुकदमा की पैरवी करे अन्यथा कार्यवाही एक तरफा अमल में लाई जाएगी।

आज तिथि 4-11-1976 को मेरे हस्ताक्षर व मोहर अदालत से जारी हुआ।

जसवन्त सिंह तोमर,
मोहर। सब-जज प्रथम श्रेणी, कण्डाघाट, कैम्प सोलन।

"LOST" ("STOLEN", "DESTROYED", "MUTILATED" OR "DEFACED" AS THE CASE MAY BE)

The Government Promissory Note No. DH 005544 of the National Defence Gold Bonds 1980 'B' Series for ann 64 Grams, originally standing in the name of Balwant Singh and last endorsed to none, having been lost, notice is hereby given that payment of the above note and the interest thereupon has been stopped at the Public Debt Office, New Delhi and that application is about to be made for the issue of a duplicate in favour of the proprietor. The public are cautioned against purchasing or otherwise dealing with the above-mentioned security.

Name and address of advertiser:

BALWANT SINGH,
Vill. & P. O. Gangth,
Tehsil Nurpur, Distt. Kangra (H.P.).

भाग 6-भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 23rd September, 1976

No. LLR-E(9) 12/76.—The Metal Corporation (Nationalisation and Miscellaneous Provisions) Ordinance, 1976

(12th of 1976) promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section 1 is hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public.

M. C. PADAM,
Under Secretary (Judicial).

MINISTRY OF LAW, JUSTICE AND COMPANY
AFFAIRS

(Legislative Department)

New Delhi, the 2nd August, 1976/Sravana 11, 1898 (Saka)

THE METAL CORPORATION (NATIONALISATION
AND MISCELLANEOUS PROVISIONS)
ORDINANCE, 1976

No. 12 of 1976

Promulgated by the President in the Twenty-seventh
Year of the Republic of India.

An ordinance to provide for the taking over of the management of the undertaking of the Metal Corporation, after such undertaking is deemed to have been re-transferred to, and re-vested in, the said Corporation, and for the subsequent acquisition of the undertaking of the Metal Corporation for the purpose of enabling the Central Government, in the public interest, to exploit, to the fullest extent possible, the zinc and lead deposits in and around Zawar area in the State of Rajasthan and to utilise those minerals in such manner as to subserve the common good, and for matters connected therewith or incidental thereto.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

CHAPTER I

PRELIMINARY

1. *Short title and commencement.*—(1) This Ordinance may be called the Metal Corporation Nationalisation and Miscellaneous Provisions) Ordinance, 1976.

(2) Sections 20 and 21 shall come into force at once and the other provisions of this Ordinance shall be deemed to have come into force on the 22nd day of October, 1965.

2. *Definitions.*—In this Ordinance, unless the context otherwise requires,—

(a) "appointed day" means the date on which this Ordinance is first published in the Official Gazette;

(b) "commencement of this Ordinance" means the 22nd day of October, 1965;

(c) "Metal Corporation" means the Metal Corporation of India Limited, a company within the meaning of the Companies Act, 1956 (1 of 1956) and having its registered office at Calcutta;

(d) "Mineral Concession Rules" means the Mineral Concession Rules, for the time being in force, made by the Central Government under the Mines and Minerals (Regulation and Development) Act, 1957 of 1957;

(e) "notification" means a notification published in the Official Gazette;

(f) "prescribed" means prescribed by rules made under this Ordinance;

(g) words and expressions used in this Ordinance and not defined but defined in the Companies Act, 1956 (1 of 1956) have the meanings respectively assigned to them in that Act.

3. *"Undertaking"—meaning of.*—For the purposes of this Ordinance, the undertaking of the Metal Corporation shall be deemed to include all assets, rights, leaseholds (including mining leases, if any), powers, authorities and privileges and all property, movable and immovable, including lands, buildings, works, mines, workshops, projects smelters, refineries, stores, instruments, machinery, locomotives, automobiles and other vehicles, mined or extracted zinc or lead ores, concentrates and metals, in process or in stock or in transit, cash balances, cash in hand, reserve fund, investments and book debts and all other rights and interests in, or arising out of, such property as were immediately before the date of commencement of this Ordinance in the ownership, possession, power or control of the Metal Corporation, whether within or without India, and all books of account, registers, maps, sections drawings, records of survey and all other documents of whatever nature relating thereto; and shall also be deemed to include all borrowings, liabilities and obligations of whatever kind of the Metal Corporation in relation to its undertaking.

CHAPTER II

TAKING OVER OF MANAGEMENT OF THE UNDERTAKING OF
THE METAL CORPORATION

Taking over of management of the undertaking of the Metal Corporation.—(1) On the commencement of this Ordinance, the Metal Corporation of India (Acquisition of Undertaking) Act, 1966, (36 of 1966), shall stand repealed, and on such repeal the undertaking of the Metal Corporation, which had been transferred to, and vested in, the Central Government by virtue of the provisions of section 3 of the Act so repealed and the undertaking of the Metal Corporation together with all its properties, assets, liabilities and obligations specified in sub-section (1) of section 4 of that Act and such other properties, assets, liabilities and obligations, acquired or incurred for the purposes of its undertaking after the 22nd day of October, 1965, which stood, by virtue of the provision of section 12 of the said Act, transferred to, and vested in, the Government company, formed in pursuance of the provisions of section 12 of the Act aforesaid, shall, by virtue of the provisions of this Ordinance, be deemed to have been re-transferred to, and re-vested in, the Metal Corporation and, immediately thereafter, the management of the undertaking of the Metal Corporation shall be deemed to have been transferred to, and vested in, the Central Government.

(2) Any contract, whether express or implied, or other arrangement, in so far as it relates to the management of the business and affairs of the undertaking of the Metal Corporation, and in force immediately before the commencement of this Ordinance, shall be deemed to have terminated on such commencement.

(3) All persons in charge of the management, including persons holding offices as directors, managers or in any other managerial capacity specified in section 197A of the Companies Act, 1956 (1 of 1956) of the Metal Corporation immediately before the commencement of this Ordinance, shall be deemed to have vacated their offices as such on such commencement.

(4) Notwithstanding anything contained in any other

law for the time being in force, no person in respect of whom any contract of management or other arrangement is terminated by reason of the provisions of sub-section (2) or who ceases to hold office by reason of the provisions contained in sub-section (3), shall be entitled to claim any compensation for the premature termination of the contract of management or other arrangement or for the loss of office, as the case may be.

5. *Appointment of Administrator to take over the management of the undertaking.*—(1) The Central Government may, as soon as it is convenient administratively so to do, appoint, with effect from such earlier or later date (not being a date earlier than the commencement of this Ordinance), any person or body of persons (including a Government company, whether in existence at the commencement of this Ordinance or incorporated thereafter) as the Administrator of the undertaking of the Metal Corporation and the Administrator so appointed shall carry on the management of such undertaking for and on behalf of the Central Government.

(2) On the appointment of the Administrator under sub-section (1), the management of the undertaking of the Metal Corporation shall vest in such Administrator and all persons in charge of the management of such undertaking immediately before such appointment shall cease to be in charge of such management and shall be bound to deliver to the Administrator all assets, books of account, registers and other documents in their custody relating to the undertaking of the Metal Corporation.

(3) The Central Government may issue such directions (including instructions as to initiating, defending or continuing any legal proceedings before any court, tribunal or other authority) to the Administrator as to his powers and duties as the Central Government may deem desirable and the Administrator may also apply to the Central Government at any time for instructions as to the manner in which the management of the undertaking of the Metal Corporation, or in relation to any other matter arising in the course of such management, shall be conducted.

(4) Where any property, the management of which has vested in the Central Government under section 4, is in the possession, custody or control of any person, such person shall deliver the property to the Central Government forthwith.

(5) Any person who, at the commencement of this Ordinance, has in his possession or under his control any books, papers or other documents relating to the undertaking of the Metal Corporation shall be liable to account for such books, papers and other documents to the Administrator and shall deliver them up to the Administrator or to such person as may be authorised by the Central Government or the Administrator in this behalf.

(6) The Metal Corporation shall, within such period as the Central Government may allow in this behalf, furnish to that Government a complete inventory of all the properties and assets (including particulars of book debts and investments and belongings) of the Metal Corporation at the commencement of this Ordinance, all liabilities and obligations of the Metal Corporation subsisting at such commencement and also of all agreements entered into by the Metal Corporation and in force on such commencement, including agreements, whether express or implied, relating to leave, pension,

gratuity and other terms of service of any officer or other employee of the Metal Corporation under which, by virtue of the provisions of this Ordinance, the Central Government has, or will have, or may have, liabilities, and for this purpose, the Central Government shall afford the Metal Corporation all reasonable facilities.

(7) The Administrator shall hold office during the pleasure of the Central Government and shall receive, from the funds of the undertaking of the Metal Corporation, such remuneration as may be fixed by the Central Government.

6. *Application of Act.*—(1) Notwithstanding anything contained in the Companies Act 1956 (1 of 1956) or in the memorandum or articles of association of the Metal Corporation, so long as the management of the undertaking of the Metal Corporation remains vested in the Central Government,—

(a) it shall not be lawful for the shareholders of the Metal Corporation or any other person to nominate or appoint any person to be a director of the Metal Corporation;

(b) no resolution passed at any meeting of the shareholders of the Metal Corporation on or after the commencement of this Ordinance shall be given effect to unless approved by the Central Government;

(c) no Proceeding for the winding up of the Metal Corporation or for the appointment of liquidator or receiver in respect of the undertaking thereof shall lie in any court except with the consent of the Central Government.

(2) Subject to the provisions contained in sub-section (1), and to the other provisions contained in this Ordinance and subject to such other exceptions, restrictions and limitations, if any, as the Central Government may, by notification, specify in this behalf, the Companies Act, 1956 (1 of 1956), shall continue to apply to the Metal Corporation in the same manner as it applied thereto before the date of commencement of this Ordinance.

CHAPTER III

ACQUISITION OF THE UNDERTAKING OF THE METAL CORPORATION

7. *Vesting of the undertaking of the Metal Corporation in the Central Government.*—(1) On the appointed day, the undertaking of the Metal Corporation, and the right, title and interest of the Metal Corporation in relation to its undertaking, shall stand transferred to, and shall vest absolutely in, the Central Government.

(2) Subject to the other provisions contained in this Ordinance, all property included in the undertaking of the Metal Corporation which has vested in the Central Government under sub-section (1) shall, by force of such vesting, be freed and discharged from any trusts, obligations, mortgages, charges, liens and other incumbrances affecting it, and any attachment, injunction or any decree or order of a court, tribunal or other authority restricting the use of such property in any manner shall be deemed to have been withdrawn.

(3) Subject to the other provisions contained in this Ordinance, all contracts and working arrangements

which are subsisting immediately before the appointed day and affecting the Metal Corporation shall, in so far as they relate to the undertaking of the Metal Corporation, cease to have effect or be enforceable against the Metal Corporation or any person who was surety or had guaranteed the performance thereof and shall be of as full force and effect against or in favour of the Central Government and enforceable as fully and effectually as if, instead of the Metal Corporation, the Central Government had been named therein or had been a party thereto.

(4) Subject to the other provisions contained in this Ordinance, any proceeding or cause of action pending or existing immediately before the appointed day by or against the Metal Corporation or the Central Government or the Government company referred to in section 12, in relation to the undertaking of the Metal Corporation may, as from that day, be continued and enforced by or against the Central Government or the Government company as it might have been enforced by or against the Metal Corporation, the Central Government or the Government company, as the case may be, if this Ordinance had not been promulgated, and shall cease to be enforceable by or against the Metal Corporation, its surety or guarantor.

8. *Central Government to be the lessee of the State Government.*—(1) Where the right of the Metal Corporation under any mining lease granted, or deemed to have been granted to it by any State Government or any other person, vest in the Central Government under section 7, the Central Government shall, on and from the date of such vesting, be deemed to have become the lessee of such State Government or such other person, as the case may be, in relation to such mine, as if a mining lease in respect of such mine had been granted to the Central Government, and the period of such lease shall be the entire period for which such lease could have been granted by the State Government or such other person under the Mineral Concession Rules, and, thereupon all the rights under such mining lease, including surface, underground and other rights granted to the lessee shall be deemed to have been transferred to, and vested in, the Central Government.

(2) On the expiry of the term of any lease referred to in sub-section (1), such lease shall, if so desired by the Central Government, be renewed by the State Government or other person on the same terms and conditions on which such lease was held immediately before the appointed day by the Metal Corporation, for the maximum period for which such lease could be renewed under the Mineral Concession Rules.

9. *Power of Central Government to direct vesting of the undertaking of the Metal Corporation in a Government company.*—(1) Notwithstanding anything contained in section 7, the Central Government may, if it is satisfied that a Government company is willing to comply, or has complied, with such terms and conditions as that Government may think fit to impose, direct, by an order in writing, that the undertaking of the Metal Corporation and the right, title and interest of the Metal Corporation in relation to such undertaking shall, instead of continuing to vest in the Central Government, vest in the Government company either on the date of publication of the direction or on such earlier or later date (not being a date earlier than the appointed day) as may be specified in the direction.

(2) Where the right, title and interest of the Metal Corporation in relation to its undertaking vest in a Government company under sub-section (1), the Government company shall, on and from the date of such vesting, be deemed to have become the lessee in relation to the mines of which the Metal Corporation was the lessee as if a mining lease in respect of such mines had been granted to the Government company, and the period of such lease shall be the entire period for which such lease could have been granted under the Mineral Concession Rules; and all the rights and liabilities of the Central Government in relation to such mines shall, on and from the date of such vesting, be deemed to have become the rights and liabilities, respectively, of the Government company.

(3) The provisions of sub-section (2) of section 8 shall apply to a lease which vests in a Government company as they apply to a lease which has vested in the Central Government and any reference therein to the Central Government shall be construed as a reference to the Government company.

(4) Any reference hereinafter in this Ordinance to the Government company shall be construed as a reference to the Government company in which the right, title and interest of the Metal Corporation in relation to its undertaking have vested in pursuance of a direction made under sub-section (1).

CHAPTER IV PAYMENT OF AMOUNTS

10. *Payment of amount for deprivation of management.*—For the deprivation of the Metal Corporation of the management of its undertaking, there shall be given to the Metal Corporation by the Central Government, an amount, calculated at the rate of rupees eleven lakhs and thirty-nine thousand per annum, for the period commencing on the date of commencement of this Ordinance and ending on the appointed day.

11. *Payment of amount for acquisition of the undertaking.*—For the transfer to, and vesting in, the Central Government, under section 7, of the right, title and interest of the Metal Corporation in relation to its undertaking, there shall be given by the Central Government to the Metal Corporation, in cash, an amount of rupees one crore and ninety lakhs.

12. *Time of payment.*—(1) The amount determined under section 10 and the amount payable under section 11 shall be given by the Central Government to the Metal Corporation before the expiry of a period of three months from the appointed day (hereafter referred to as the specified period).

(2) The amount referred to in sub-section (1) shall carry simple interest at the rate of four per cent per annum, for the period commencing on the date of expiry of the specified period and ending on the date on which payment of such amount is made by the Central Government to the Metal Corporation:

Provided that no interest shall run from the date on which the amount is tendered to the Metal Corporation if the amount so tendered is not accepted by it.

CHAPTER V MANAGEMENT ETC. OF THE UNDERTAKING OF THE METAL CORPORATION

13. *Management etc. of the undertaking.*—The gen-

eral superintendence, direction, control and management of the affairs and business of the undertaking of the Metal Corporation, the right, title and interest in relation to which have vested in the Central Government under section 7, shall vest in the Government company specified in the direction made under sub-section (1) of section 9 and, thereupon the Government company shall be entitled to exercise all such powers and do all such things as the Metal Corporation is authorised to exercise and do in relation to its undertaking.

CHAPTER VI

PROVISIONS RELATING TO EMPLOYEES OF THE METAL CORPORATION

14. *Provisions relating to employees.*—(1) Every officer or other employee of the Metal Corporation (except a director or any managerial personnel specified in section 197A of the Companies Act, 1956 (1 of 1956) or any other person entitled to manage the whole or a substantial part of the business of the Metal Corporation under a special agreement, in, the employment of the Metal Corporation immediately before the commencement of this Ordinance shall, in so far as such employee is employed in connection with the affairs of the undertaking, of the Metal Corporation, become, as from such commencement, an officer or other employee, as the case may be, of the Central Government or the Government company and shall hold office by the same tenure and at the same remuneration and upon the same terms and conditions and with the same rights and privileges as to pension, gratuity and other matters as he would have held under Metal Corporation if this Ordinance had not been promulgated and shall continue to do so until his employment under the Central Government or the Government company is duly terminated or until his remuneration, terms and conditions are duly altered by the Central Government or the Government company:

Provided that if the alteration so made is not acceptable to any such officer or other employee, his employment shall be terminated by the Central Government or the Government company on payment of an amount equivalent to—

- (a) three months' remuneration, in the case of permanent employees, and
- (b) one month's remuneration, in the case of other employees:

Provided further that nothing in this section shall apply to any officer or other employee who has, within thirty days next following the date of commencement of this Ordinance, by notice in writing to the Central Government or the Government company, as the case may be, intimated his intention of not becoming an officer or other employee of the Central Government or the Government company.

(2) Notwithstanding anything contained in the Industrial Disputes Act, 1947, (14 of 1947) or in any other law for the time being in force, the transfer of the services of any officer or other employee of the Metal Corporation to the Central Government or the Government company shall not entitle such officer or other employee to any compensation under that Act or other law, and no such claim shall be entertained by any court, tribunal or other authorities.

15. *Provident and other funds.*—(1) Where the Metal Corporation has established a provident, superannuation, welfare or other fund for the benefit of the persons employed in its undertaking, the monies relatable to the officers or other employees whose services have become transferred by or under this Ordinance to the Central Government or the Government company, shall, out of the monies standing, on the appointed day, to the credit of such provident, superannuation, welfare or other fund, stand transferred to, and vested in, the Central Government or the Government company, as the case may be.

(2) The monies which stand transferred, under sub-section (1), to the Central Government or the Government company, as the case may be, shall be dealt with by that Government or Government company in such manner as may be prescribed.

CHAPTER VII

MISCELLANEOUS

16. *Ordinance to have over-riding effect.*—The provisions of this Ordinance shall have effect notwithstanding anything inconsistent therewith contained in any other law for the time being in force or in any instrument having effect by virtue of any law, other than this Ordinance, or in any decree or order of any court, tribunal or other authority.

17. *Contracts in bad faith may be cancelled or varied.*—(1) If the Central Government is satisfied after such inquiry as it may think fit that any contract or agreement entered into at any time within three years immediately preceding the commencement of this Ordinance between the Metal Corporation or the managing agents of Metal Corporation and any other person, in so far as such contract or agreement relates to the undertaking of the Metal Corporation, has been entered into in bad faith or is detrimental to the interests of the undertaking of the Metal Corporation, it may make an order cancelling (either unconditionally or subject to such conditions as it may think fit to impose) or varying the contract or agreement, and thereafter the contract or agreement shall have effect accordingly:

Provided that no such contract or agreement shall be cancelled or varied except after giving to the parties to the contract or agreement a reasonable opportunity of being heard.

(2) Any person aggrieved by an order made under sub-section (1) may make an application to the High Court at Calcutta for the variation or reversal of such order and thereupon such court may confirm, modify or reverse such order.

18. *Protection of action taken in good faith.*—(1) No suit, prosecution or other legal proceeding shall lie against the Central Government or any officer of that Government or the Administrator or the Government company or any officer or other person authorised by that Government or Government company for anything which is in good faith done or intended to be done under this Ordinance.

(2) No suit or other legal proceeding shall lie against the Central Government or any of its officers or other employees or the Government company or any officer or other person authorised by that company for any

damage caused or likely to be caused by anything which is in good faith done or intended to be done under this Ordinance.

19. *Delegation of powers.*—(1) The Central Government may, by notification, direct that all or any of the powers exercisable by it under this Ordinance, other than the power conferred by section 22, may also be exercised by such person or persons, as may be specified in the notification.

(2) Whenever any delegation of power is made under sub-section (1), the persons to whom such power has been delegated shall act under the direction, control and supervision of the Central Government.

20. *Penalties.*—Any person who,—

(a) having in his possession, custody or control any property forming part of any undertaking of the Metal Corporation, wrongfully withholds such property from the Central Government or Government company; or

(b) wrongfully obtains possession of, or retains, any property forming part of the undertaking of the Metal Corporation or wilfully withholds or fails to furnish to the Central Government or the Government company or any person or body of persons specified by that Government or Government company, any document relating to such undertaking which may be, in his possession, custody or control or fails to deliver to the Central Government or the Government company or any person or body of persons specified by that Government or Government company, any assets, books of accounts, registers or other documents in his possession, custody or control, relating to the undertaking of the Metal Corporation; or

(c) wrongfully removes, or destroys any property forming part of any undertaking of the Metal Corporation or prefers any claim under this Ordinance which he knows or has reasonable cause to believe to be false or grossly inaccurate, shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to ten thousand rupees; or with both.

21. *Offences by companies.*—(1) Where an offence under this Ordinance has been committed by a company, every person who, at the time the offence was committed, was in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

Provided that nothing contained in this sub-section shall render any such person liable to any punishment, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

Notwithstanding anything contained in sub-section (1) where any offence under this Ordinance has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purposes of this section,—

(a) "company" means any body corporate and includes a firm or other association of individuals;

(b) "director", in relation to a firm, means a partner in the firm.

22. *Power to make rules.*—(1) The Central Government may, by notification, make rules for carrying out the provisions of this Ordinance.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the manner in which the monies in any provident or other fund referred to in sub-section (2) of section 15 shall be dealt with;

(b) any other matter which is required to be, or may be, prescribed.

(3) Every rule made by the Central Government under this Ordinance shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however that any modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

23. *Power to remove difficulties.*—If any difficulty arises in giving effect to the provisions of this Ordinance, the Central Government may, by order, not inconsistent with the provisions of this Ordinance, remove the difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the date of promulgation of this Ordinance.

24. *Abolition of Tribunal etc.*—(1) On the commencement of this Ordinance, the Tribunal constituted under sub-section (1) of section 11 of the Metal Corporation of India (Acquisition of Undertaking) Act, 1966 (36 of 1966) shall stand abolished and every proceeding pending before it, every order made by it and every appeal or application against any such order, shall stand abated.

(2) On the commencement of this Ordinance,—

(a) every suit, appeal or other proceeding of whatever nature in relation to the affairs or business of the undertaking of the Metal Corporation instituted before such commencement, and pending on such commencement shall not abate, be discontinued or be, in any way, prejudicially affected by reason of anything contained in this Ordinance, but the suit, appeal or other proceeding may be continued, prosecuted and enforced by or against the Metal Corporation and not against the Central Government or the Government company;

(b) every suit, appeal or other proceeding of whatever nature instituted after such commencement but before the appointed day, in relation to the affairs or business of the undertaking of the Metal Corporation, and pending on the appointed day, shall not abate, be discontinued or, in any way, be prejudicially affected by reason of anything contained in this Ordinance, but such suit, appeal or other proceeding may be continued, prosecuted and enforced by or against the Central Government or the Government company.

(3) Anything done, any action taken or any contract entered into by the Central Government, Administrator or the Government company at any time during the period commencing on the date of commencement of this Ordinance and ending on the appointed day shall be deemed to have been done, taken or entered into by the Central Government or, as the case may be, the Government company in the due course of management of the

undertaking of the Metal Corporation.

FAKHRUDDIN ALI AHMED,
President.

K. K. SUNDARAM,
Secy. to the Govt. of India.

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं
तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनपूरक

शून्य

PART V

In the Court of Shri M. R. Bhatti, Sub-Judge, Una
district Una

Bhagat Rara vs. Smt. Sibo etc.
CIVIL SUIT No. 16 OF 1976

Versus (1) Shrimati Shashi, (2) Shrimati Mahindro,
(3) Shrimati Taro, (4) Shrimati Chanda ds/o
Bagga s/o Achharu, caste Jat, r/o Village
Pabowal Mazra Bilna, P. S., Tehsil and District
Una.

Whereas in the above noted case, it has proved to the satisfaction of this court that the above noted defendants are evading the service of the summons and cannot be served in the normal course of service. Hence this proclamation (publication) is hereby issued against them to appear in this court on the date fixed for hearing on 30-12-76 at 10 A. M. personally or through an authorised agent or pleader to defend the case. Failing which *ex parte* proceedings will be taken against them.

Given under my hand and seal of the court this 27th
October, 1976.

M. R. BHATTI,
Sub-Judge, Una.

Seal.

PUBLIC NOTICE

I, Sunder Ram Premy s/o Shri Munshi Ram, resident of Village and Post Office Panjgail, Tehsil Sadar, District Bilaspur, State Himachal Pradesh have changed my name from SUNDER RAM PREMY to SURINDER SHARMA.

SUNDER RAM PREMY,
Clerk U/Grade,
Forest Development Circle,
Talland, Simla-1.

PUBLIC NOTICE

I, Nirmal Thapa d/o Brig. S. J. Thapa, resident of Village and Post Office Mcleodganj, Tehsil Kangra, District Kangra, State Himachal Pradesh have changed my name from NIRMAL THAPA to NINNIE THAPA.

NINNIE THAPA,
c/o Brig. S. J. Thapa
(Retd.), M.V.C.
P.O. Mcleodganj,
Dharamsala-Cantt.
Distt. Kangra (H.P.)